

Before the Board of Zoning Adjustment, D. C.

PUBLIC HEARING -- February 23, 1966

Appeal No. 8578 Charles C. & Hester P. Green, Appellants.

The Zoning Administrator District of Columbia, Appellee.

On motion duly made, seconded and unanimously carried, the following Order was entered at the meeting of the Board on March 4, 1966.

EFFECTIVE DATE OF ORDER -- March 25, 1966.

ORDERED:

That the appeal for a variance from the provisions of Section 7205 to permit parking within 10 feet of a dwelling and within three feet of the side lot line at 1424 - 35th Street, SE., lot 49, square 5534, be dismissed for lack of jurisdiction.

(1) The lot in question has a 50 foot frontage on 35th Street and contains 6000 square feet of land.

(2) The property is improved with an existing house. The topography in the rear of the structure will not lend itself to parking. There is a 35% slope uphill.

(3) The owner appeared at the public hearing and indicated that he had not consented to this appeal.

(4) There was opposition to the granting of this appeal registered at the public hearing. The Penn Branch Citizens Association objected to the granting of this appeal.

OPINION:

The Board concludes that the appeal should be denied on the merits. Inasmuch as this appeal was not consented to by the owner of the property, the Board dismisses the appeal for lack of jurisdiction to consider the case.